

AN ACT to revise and amend the charter of the town of Fayette in Jefferson county, approved by the Governor January 21st, 1882, and to reduce into one act of incorporation the several acts amendatory thereto.

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi*, That all that tract of country contained within the following boundaries shall hereafter be designated as the corporate limits of the town of Fayette, to-wit: assuming as a central point the centre of the hall of the new court-house and running thence six hundred and sixty yards to the four cardinal points of the compass so as to touch at right angles the four sides of a square which shall be each thirteen hundred and twenty yards long, so as to include within the said boundary lines the tract of land or portion of country to be known and designated as the corporation of the town of Fayette.

Sec. 2. *Be it further enacted*, That all qualified voters of the State of Mississippi who have resided in said town thirty days prior to any election for municipal officers of said town shall be entitled to vote at said election.

Sec. 3. *Be it further enacted*, That the municipal government of said town shall be vested in one mayor and three aldermen, an assessor and treasurer, and clerk—said assessor and treasurer to be selected by the board of aldermen from two of their number and the clerk to be appointed by said board but not one of their number, and one marshal; that the mayor, aldermen and marshal shall be elected biennially by the qualified electors of said town on the third Monday of December of each alternate year, and shall thereafter as conveniently may be, who shall hold their offices for two years and until their successors shall be elected and qualified.

Sec. 4. *Be it further enacted*, That when a vacancy shall occur in the office of mayor, alderman or marshal, by death, removal or otherwise, such vacancy shall be filled by a special election to be held on ten days notice, by posting in at least three public places of said town by the clerk of said board at such time as the mayor or any two of the aldermen may order, if there be a vacancy in the office of mayor, and all such election, whether general or special, shall be held under the supervision of a justice of the peace, or clerk of the chancery or circuit court of the county and one householder of said town, who shall make return of the result of any such election to the Secretary of State, so that the officers so elected may be commissioned by the Governor.

Sec. 5. *Be it further enacted*, That the mayor of said town shall be ex-officio a justice of the peace and be invested with all the powers and jurisdiction, both civil and criminal, which belong to justices of the peace of the county under the constitution and laws of this State in their respective districts; and that the marshal of said town shall be ex-officio constable in said corporate limits with all the powers of constables within their respective districts as conferred upon them by the constitution and laws of this State; and shall enter into bond to be approved as other constables' bonds are approved, the said mayor and marshal in the sum of one thousand dollars and each alderman in the sum of five hundred dollars, each take the oath of office and sign of office, and the clerk of said board shall be ex-officio clerk of the court of said town, and shall hold office until the discharge of his duties.

Sec. 6. *Be it further enacted*, That any person or persons violating the provisions of any act or ordinance of said town shall be liable to a fine not exceeding fifty dollars, or to imprisonment not exceeding ten days, or both, at the discretion of the board of aldermen, and all fines and assessments accruing thereon shall be paid into the treasury of said corporation for the benefit of said town.

Sec. 7. *Be it further enacted*, That when any person shall be committed for violating any ordinance of said town or of any State law of which the mayor has jurisdiction as justice of the peace, and who shall fail or neglect to pay the fine and costs assessed, the mayor shall have power to order said delinquent to labor on the public streets of said town at the rate of not exceeding forty cents per day and subsistence until such fine and costs shall be paid.

Sec. 8. *Be it further enacted*, That the said mayor and aldermen in council shall have power to pass all ordinances and by-laws not repugnant to the laws and constitution of this State, or of the United States, for the peace, order and good government of said town, with power to prescribe such fines and forfeitures for their violation as may be expedient, not exceeding fifty dollars for each offense and imprisonment not exceeding ninety days; to levy and collect taxes on all the real and personal property in said town, subject to taxation under the laws of this State, not exceeding one cent on the assessed value for county purposes by the board of supervisors of the county for any one year, on all days, hacks, and other vehicles employed for public use in said town for which a price is charged by the owner; to license, tax and regulate theatrical and other amusements, shows, circuses and exhibitions, not exempt by law; to license and tax hawkers and peddlers in said town who exercise their calling therein; to pass ordinances for the prevention, suppression or introduction of contagious diseases, the erection of pest-houses, etc., or any sanitary or quarantine measures necessary for the safety of the citizens of said town, such as the abatement or removal of nuisances, or other matters or things deemed detrimental to the health or comfort of the citizens, quarantine stations, etc., etc.

Sec. 9. *Be it further enacted*, That said mayor and aldermen shall have power by ordinance to regulate and provide for the working of the streets of said town, to call out the persons and teams of all liable to road duty, and also to call out the teams of those who are exempt; to levy and collect, in lieu of labor on said streets, an annual road tax in the same manner as other taxes are levied and collected, to be applied to the improvement of said streets.

Sec. 10. *Be it further enacted*, That the mayor and aldermen of the said town and the constable, or marshal, who were elected on the 20th day of December, 1881, under existing laws, shall remain in office until the next election as provided in this act, or until their successors are elected and qualified.

Sec. 11. *Be it further enacted*, That after each general election, the newly elected mayor and aldermen of said town shall, on the first Monday of January following, or as soon thereafter as conveniently may be, meet and organize by taking the oath of office prescribed by the constitution, (the said mayor and marshal having given bond and qualified as justices of the peace and constables are required by law to do) which oath of office may be administered to the aldermen elect by the said mayor or other person authorized to administer oaths, and after being thus qualified the said selectmen shall proceed to elect by ballot one of their number as assessor and one as assessor and collector of taxes, and the appointment of a clerk from one not of their number who is willing to serve, which treasurer and clerk shall hold their offices for the period of one year, or until another election and appointment.

Sec. 12. *Be it further enacted*, That said board, when thus organized shall constitute a body corporate with all the powers, duties and privileges which are conferred upon corporations of like character, whether the same be specified in this act or

not; and that all laws or parts of laws in conflict with this act be and the same are hereby repealed, and that this act shall take effect and be in force from and after its passage.

Approved, March 7, 1882.

AN ACT to incorporate the town of Ebenezer, in the County of Holmes.

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi*, That the town of Ebenezer, in the county of Holmes, be and the same is hereby incorporated, and the corporate limits of said town shall be one-half mile in all directions from the cross-roads in said town.

Sec. 2. *Be it further enacted*, That J. H. Binford, Sam'l N. Sample and Perry Howard, be and they are hereby appointed commissioners to conduct the first election for officers of said town, and that any two of them may act; said commissioners shall proceed immediately after the passage of this act to hold an election, after posting a notice thereof ten days previously conspicuously in said town of Ebenezer, and the officers of said town shall consist of one mayor, four aldermen and one marshal, who shall be citizens of the State, residing in the corporate limits of said town of Ebenezer, and by the name of mayor and aldermen of the town of Ebenezer, may sue and be sued, plead and be impleaded in law and equity, and may exercise the powers incident to towns incorporated in the State, and may make such rules, regulations and by-laws for the government of said corporation as they may deem expedient, not inconsistent with the laws and constitution of the State or of the United States.

Sec. 3. *Be it further enacted*, That the mayor of said town of Ebenezer shall be ex-officio justice of the peace and be invested with all the powers of justices of the peace by the constitution and laws of this State, and the marshal shall be ex-officio constable for the corporate limits of said town.

Sec. 4. *Be it further enacted*, That all qualified voters who have actually resided within the corporate limits of said town four months previous to any election, who are eligible by the constitution and laws of this State and of the United States, shall be eligible to any office created by this act of incorporation, and be entitled to vote for all or any of said corporation officers.

Sec. 5. *Be it further enacted*, That it shall be the duty of the mayor and marshal before they enter upon the duties of their offices to take the oath prescribed by the constitution of the State of Mississippi, said oath to be administered by any officer qualified to administer oaths.

Sec. 6. *Be it further enacted*, That it shall be the duty of the marshal to execute all orders of the mayor in relation to carrying out the ordinances of said corporation, and attend the mayor's court; it shall be his duty at all times to arrest any and all persons acting in violation of any of the ordinances of said town and bring them before the mayor; and said marshal shall be the assessor and collector of any taxes imposed or levied by said corporation.

Sec. 7. *Be it further enacted*, That said board of mayor and aldermen, on the petition of a majority of the legal voters of said corporation, may, at any time, have power to prohibit the sale of vicious spirits and malt liquors within the corporate limits of said town, and any person violating an ordinance made for such purpose, shall be guilty of a misdemeanor, and may be punished by a fine of not more than twenty-five dollars, or be imprisoned not more than twenty days, or by both such fine and imprisonment.

Sec. 8. *Be it further enacted*, That the mayor and aldermen of said town shall have power to require any persons in said town, subject to work on the public roads, to work the streets and roads in said corporation not exceeding ten days in any year, or may accept in lieu thereof, such sum of money in each case as may be deemed just and proper, and such person shall be exempt from road duty elsewhere, and the said mayor and aldermen shall have authority to enforce this power by proper pains and penalties.

Sec. 9. *Be it further enacted*, That this act be in force from and after its passage.

Approved, March 8, 1882.

AN ACT to incorporate the town of Bethlehem, in the County of Marshall.

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi*, That the town of Bethlehem, in the county of Marshall, be and the same is hereby incorporated under the said name of Bethlehem, and that the corporate limits of said town shall be comprised within and consist of the following area, to-wit: beginning at the northwest corner of section six, township six, range one west, and running south to the southwest corner of the northeast quarter of section eighteen of the aforesaid township and range; thence east to the southeast corner of the northeast quarter of section (17), seventeen of said township and range; thence north to the northeast corner of section five; thence west to the beginning.

Sec. 2. *Be it further enacted*, That William B. C. Alvis and A. R. Coyle, be and they are hereby appointed commissioners to conduct the first election for officers of said town, and that any two of them may act; said commissioners shall proceed immediately after the passage of this act, to hold an election, ten days notice of which shall be posted conspicuously in said town of Bethlehem, and at said election there shall be voted for, one mayor, three aldermen and one marshal, who shall be citizens of the State, residing within the corporate limits of said town of Bethlehem, and the persons elected shall be called the mayor, aldermen and marshal of the town of Bethlehem; may sue and be sued, plead and be impleaded, in law and equity, and may exercise the powers incident to towns incorporated in this State, and may make such rules, regulations and by-laws for the government of said corporation as they may deem expedient not inconsistent with the laws and constitution of the State and the United States.

Sec. 3. *Be it further enacted*, That the mayor of said town of Bethlehem shall be ex-officio justice of the peace, and be vested with all the powers which belong to justices of the peace by the constitution and laws of this State, and the marshal shall be ex-officio constable for the district in which said town of Bethlehem is situated and be vested with all the powers which belong to constables by the laws of this State.

Sec. 4. *Be it further enacted*, That all qualified voters who have actually resided within the corporate limits of said town four months previous to the election, who are eligible by the constitution and laws of the United States, shall be eligible to any office created by this act of incorporation, and be entitled to vote for any and all of said corporation officers.

Sec. 5. *Be it further enacted*, That it shall be the duty of the mayor and marshal before they enter upon the discharge of the duties of their offices to take the oath prescribed by the constitution of the State of Mississippi, said oath to be administered by any officer authorized to administer the same.

Sec. 6. *Be it further enacted*, That it shall be the duty of the marshal to execute all orders of the mayor in relation to the carrying out the ordinances of said corporation, and attend the mayor's court; it shall be his duty at all times to arrest any and all persons acting in violation of any of the ordinances of said town and bring them before the mayor; and said marshal shall be the assessor and collector of any taxes imposed or levied by said corporation.

Sec. 7. *Be it further enacted*, That it shall be the duty of the marshal to execute all orders of the mayor in relation to the carrying out the ordinances of said corporation, and attend the mayor's court; it shall be his duty at all times to arrest any and all persons acting in violation of any of the ordinances of said town and bring them before the mayor; and said marshal shall be the assessor and collector of any taxes imposed or levied by said corporation.

Sec. 8. *Be it further enacted*, That it shall be the duty of the marshal to execute all orders of the mayor in relation to the carrying out the ordinances of said corporation, and attend the mayor's court; it shall be his duty at all times to arrest any and all persons acting in violation of any of the ordinances of said town and bring them before the mayor; and said marshal shall be the assessor and collector of any taxes imposed or levied by said corporation.

tion, and attend to the mayor's court. It shall be his duty at all times to arrest any and all persons acting in violation of any of the ordinances and bring them before the mayor.

Sec. 7. *Be it further enacted*, That no vicious or spirituous liquors shall be sold within the limits of this incorporation.

Sec. 8. *Be it further enacted*, That this act take effect and be in force from and after its passage.

Approved, March 7, 1882.

AN ACT to amend an act, entitled an act to incorporate the town of Byhalia, in Marshall County, approved April 4, 1873.

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi*, That section 5 of "an act to incorporate the town of Byhalia, in the county of Marshall," approved April 21st, 1873, be so amended as to insert the words "the mayor of said town" between the words "and" and "shall" in the tenth line of said section, so that the same shall read: "and the mayor of said town shall have power to inflict fines on any person or persons for a violation of the ordinances and by-laws, not to exceed twenty-five dollars for any one offense," and that the words "recoverable before any justice of the peace in said county, in the name of the mayor and aldermen of said town," be stricken out, and where the words "justice of the peace" occurs in the remaining said section that the words mayor of said town be substituted in place thereof.

Sec. 2. *Be it further enacted*, That section 7 of said act be and the same is hereby so amended as to read as follows, to-wit: That the mayor and aldermen shall have power to levy and collect a per capita tax not exceeding five dollars in any one year upon all persons subject to work on the public roads residing within said town for the purpose of keeping the streets of same in good condition, and the money arising from said per capita tax shall be used only in the working and improving of the streets within said corporation; provided, that any person subject to road duty who may choose to do so may work said streets under the direction of said board of mayor and aldermen not more than ten days in any one year in lieu of paying said per capita tax.

Sec. 3. *Be it further enacted*, That section 8 of said act be and the same is hereby so amended as to strike out the words "any justice of the peace of the county of Marshall" and insert in lieu thereof "the mayor of said town."

Sec. 4. *Be it further enacted*, That this act take effect and be in force from and after its passage.

Approved, March 1, 1882.

AN ACT to incorporate the town of Bowling Green in Holmes county, Mississippi.

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi*, That all that territory included in the following boundary, to-wit: commencing at the north-east corner of J. H. Henson's store house, which is about one mile from the town of Bowling Green, and running one-half mile each way, north, east, west and south, encompassing a territory of one mile square, is hereby incorporated and known as the town of Bowling Green, and by that name may sue and be sued, plead and be impleaded in any court of law or equity in this State.

Sec. 2. *Be it further enacted*, That the inhabitants of said town who are qualified voters for members of the Legislature shall, on the first Monday of January next and biennially thereafter, at some suitable place in said town, five days notice of the same having been given by posting up the same in two or more public places in said town, elect from their number a mayor and five aldermen who shall hold their offices for the term of two years and until their successors are elected and duly qualified, and the Governor shall, by and with the consent of the Senate, appoint said officers, who shall hold their offices until said election.

Sec. 3. *Be it further enacted*, That said mayor and aldermen shall have power and authority to make all needful laws and ordinances for the good government of said town and its inhabitants; provided, the same are not inconsistent with the constitution of the State or the United States.

Sec. 4. *Be it further enacted*, That said mayor and aldermen shall have power to declare nuisances and to abate the same, and to inflict punishment upon all who violate their laws or ordinances and generally do all things which similar corporations may of right do.

Sec. 5. *Be it further enacted*, That said mayor and aldermen shall have authority to levy a tax upon the persons and property of the citizens of said town for defraying the expenses thereof.

Sec. 6. *Be it further enacted*, That any person or persons aggrieved by the decision of said mayor shall have the same right of appeal or legal proceeding as from decision of justice of the peace.

Sec. 7. *Be it further enacted*, That at the time of the election of mayor and aldermen, provided for in section two of this act, the qualified voters of said town shall elect a town marshal to serve two years from the date of his election and until his successor is elected and qualified, and until the first election the Governor shall, by and with the advice and consent of the Senate, appoint the same.

Sec. 8. *Be it further enacted*, That the mayor of said town of Bowling Green shall be ex-officio justice of the peace, giving bond to the justices of the peace in the county of the same jurisdiction within the corporate limits of said town and over offences committed and causes of action arising therein as justices of the peace have in their respective districts, and shall be further invested with exclusive jurisdiction over all offences committed in violation of this charter and the ordinances of said town, and when said bond is given as required in this section no other bond shall be required of said mayor, and he shall be entitled to enter upon the discharge of the duties of his office.

Sec. 9. *Be it further enacted*, That this act take effect and be in force from and after its passage.

Approved, March 9, 1882.

AN ACT to amend the charter of the town of Durant in Holmes county.

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi*, That the charter of the town of Durant in the county of Holmes be so amended as to abolish the office of assessor and collector for said town, and that the powers and duties heretofore incident to those two offices shall hereafter be exercised by a person possessing the same qualifications as is required for other officers of said town, and who shall be appointed by the board of mayor and aldermen of said town, and who shall hold his office at the pleasure of said board, and who shall execute bond in the manner heretofore required of the tax-collector and assessor of said town.

Sec. 2. *Be it further enacted*, That this act take effect from and after its passage.

Approved, February 28, 1882.

AN ACT to incorporate the town of Endora, in the county of DeSoto, and State of Mississippi.

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi*, That the town of Endora, in the county of DeSoto

be, and the same is hereby incorporated, under the name of Endora, and that the corporate limits of said town shall be comprised within and consist of the following area, to-wit: The northeast quarter of section sixteen (16), the southwest quarter of section nine (9), the southwest quarter of section ten (10), and the northwest quarter of section fifteen (15), all in township three (3), range nine (9) west, in said county of DeSoto and State of Mississippi.

Sec. 2. *Be it further enacted*, That S. M. Watson, W. O. Mason and W. A. Crossitt shall be, and they are hereby, appointed commissioners to conduct the first election for the officers of said town, and that any two of them may act; said commissioners shall proceed immediately after the passage of this act to hold an election, thirty days notice of which shall be posted conspicuously in said town of Endora, and at said election there shall be voted for one mayor and four aldermen, who shall be citizens of the State, residing within the corporate limits, and the persons so elected at said election shall be called the mayor and aldermen of the town of Endora, and by that name may sue and be sued, plead and be impleaded in law and equity, and may exercise the powers incident to towns incorporated in this State, and may make such rules, regulations and by-laws for the government of said corporation as they may deem expedient, not inconsistent with the laws and constitution of this State or of the United States.

Sec. 3. *Be it further enacted*, That the said mayor and aldermen shall be elected annually on the first Monday of March, and shall continue in office until their successors are elected and qualified according to the requirements of the present constitution; said mayor and aldermen shall be citizens of said State, resident within the corporate limits of said town, and shall take an oath which may be administered by any justice of the peace of the county, or by the mayor in office, to the mayor and aldermen elect, faithfully to discharge their duties as such mayor and aldermen; said elections shall be held according to the by-laws of the town, upon due notice, to be regulated by such by-laws.

Sec. 4. *Be it further enacted*, That at the election heretofore provided for, and at all subsequent annual elections, there shall be voted for and elected one marshal, who shall be a resident of the town and shall give bond in the sum of three hundred dollars, with sureties to be approved by the mayor, for the faithful performance of such duties as may be prescribed by the mayor and aldermen; that he shall be chief clerk of said town, and shall attend upon the mayor's court, and execute all process emanating from said court, and shall have power to arrest, without warrant, any person or persons whom he knows have violated any of the ordinances of said corporation.

Sec. 5. *Be it further enacted*, That said mayor and aldermen shall be ex-officio conservators of the peace, and may arrest, without warrant, any person within the limits of said town of Endora who may be breaking the peace or violating any ordinance of said town, or any law of this State in their presence, and take such person or persons before the mayor for examination. The mayor and aldermen and marshal shall be elected by the qualified voters of the entire town, or as many as shall attend and vote at such election as heretofore provided for. The mayor shall preside at all meetings of the board, and shall have a casting vote, in case of a tie, on all questions that may come up for decision in the board, and his name shall be affixed to all ordinances and official publications.

Sec. 6. *Be it further enacted*, That the mayor shall be ex-officio justice of the peace in and for said county of DeSoto, and the marshal of said town shall be, by virtue of his office, a constable for said county, and both shall have jurisdiction as such justice of the peace, and as such constable, co-extensive with the limits of said county, upon their qualifying as such.

Sec. 7. *Be it further enacted*, That the mayor and aldermen may pass such ordinances as may be necessary for the government of the town, may levy taxes on all the property of the town, real and personal, that may be subject to taxation under the general revenue laws of this State, not exceeding fifty per cent. of the amount of the State tax, to be expended for municipal purposes as may from time to time be ordered by the mayor and aldermen.

Sec. 8. *Be it further enacted*, That the meetings of the mayor and aldermen shall not be less than once a month; they may adjourn from day to day, or to any day, and they may, at such meetings, transact any business appertaining to their office and duties. The mayor or any two aldermen may call a special meeting at any time, as may be provided in the by-laws of the town.

Sec. 9. *Be it further enacted*, That there shall be established in and for said town a court, to be held by the mayor of said town, to be styled the mayor's court of Endora, which may be held daily, and considered an original session, and said court shall have original jurisdiction in all cases founded upon the violation of any ordinance of said town. Appeals shall be granted from the judgments of said court to the board of mayor and aldermen of said town, upon affidavit and appeal bond being executed, as provided in the Revised Code of 1880, in reference to appeals from justices courts, and made payable to said corporation, not to exceed double the amount of fine and costs, at the discretion of the mayor.

Sec. 10. *Be it further enacted*, That the mayor and aldermen may issue license for public exhibitions of circuses, shows and other public performances.

Sec. 11. *Be it further enacted*, That the mayor and aldermen shall keep a record of their proceedings, may appoint one of their own number secretary, and in the absence of the mayor the aldermen may appoint a mayor pro tem, and may also appoint one of their own number treasurer; and the board may prescribe the duties of secretary and treasurer, and may also require bond of the treasurer in such penalty as they may prescribe, conditioned safely to keep and account for any money belonging to said corporation which may come into his hands.

Sec. 12. *Be it further enacted*, That the mayor and aldermen shall have power to make provisions, from time to time, for assessing tax valuation of property subject to taxation within the corporate limits; that for the purpose of assessing under this act may be collected in the mode in which State and county taxes are collected, except that the town marshal shall be the collector of taxes for the town only, and shall have all the powers of the sheriff for that purpose; and the board of mayor and aldermen shall fix the compensation of the town marshal for collecting the taxes, and for superintending the working of the streets of said town.

Sec. 13. *Be it further enacted*, That the board of mayor and aldermen shall provide by law for the punishment of offenders by working them on the streets, or hiring them out to the highest bidder, where fines have been imposed and cannot be, or are not paid, and they shall provide for the safe keeping of the parties while working the streets, and said offenders shall be in the custody of and work under the direction of the marshal.

Sec. 14. *Be it further enacted*, That nothing herein contained shall hinder or

interfere with the working the public roads that lead to and through said town, by the overseers of said roads appointed by the board of supervisors of DeSoto county, in the same manner as heretofore, and the citizens of said town liable to road duty under the laws of the State, shall continue to work under said overseers until such time as the board of mayor and aldermen shall make permanent arrangements to work the said roads within the corporate limits.

Sec. 15. *Be it further enacted*, That the mayor and aldermen shall have power to fix and prescribe fines and penalties for the violation of any of the provisions of this charter, or the ordinances, rules and regulations passed under it, not exceeding fifty dollars for any offence, or imprisonment not exceeding ten days, or both, the offence to be ascertained by trial before the mayor of said town; and when any party shall have been committed to custody until any fine and costs imposed by said mayor shall be paid, if after the expiration of one day from the date of commencement of the said fine and cost shall not be paid, the mayor may order the said party to be placed at work on the streets or public works of said town until, at the rate of seventy-five cents per day for wages, the said fine and cost shall have been liquidated.

Sec. 16. *Be it further enacted*, That the mayor and aldermen shall have power to require all persons subject to work on the public roads, and residents of said town to labor upon the streets of same, not exceeding ten days in any one year, or may accept in lieu of said work ten dollars from each person as aforesaid, and such person shall be exempt from road duty elsewhere, and upon any or all such persons neglecting or refusing to work, or to pay one dollar per day for each day's work so required, in case such person decline to work, may impose such fines and penalties as may seem fit.

Sec. 17. *Be it further enacted*, That it shall be the duty of the marshal to execute all orders of the mayor in relation to carrying out the ordinances of said corporation, and attend the mayor's court; it shall be his duty to be the same as now required by law of constables of the State; it shall be his duty at all times to arrest any and all persons acting in violation of any of the ordinances, and bring them before the mayor; he shall be entitled to such fees as constables in such cases.

Sec. 18. *Be it further enacted*, That the said mayor, when acting as justice of the peace, shall be entitled to such fees as are provided by law for justices of the peace of this State, but shall receive no further compensation.

Sec. 19. *Be it further enacted*, That no person or persons, druggists included, shall sell or give away any whisky, brandies, wines, malt liquors, or other intoxicating liquors, within the said town of Endora, in DeSoto county, nor within four miles of the said town, nor shall any license be granted to any person, or persons, to retail or sell in any quantities, whisky, brandies, wines, malt liquors, or other intoxicating liquors, within said town, or within four miles of the same; provided, that nothing in this act shall prevent the procuring and using wine for sacramental purposes, or the procuring and using any liquor in dispensing hospitality at private houses.

Sec. 20. *Be it further enacted*, That any person or persons violating the provisions of this act, shall be deemed guilty of a misdemeanor, and upon conviction thereof, upon presentment and indictment by any grand jury of said county, or trial by any justice of the peace of said county, for each offence, shall be fined in a sum not exceeding one hundred dollars nor less than fifty dollars, and be confined in the county jail not less than thirty nor more than sixty days; provided, that this act shall not interfere with the sale of such liquors by any person now holding a license to retail, until the time such license shall have expired.

Sec. 21. *Be it further enacted*, That this act take effect and be in force from and after its passage.

Approved, March 2, 1882.

AN ACT to incorporate the town of Columbia, in Marion County, Mississippi.

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi*, That the town of Columbia, in the county of Marion, be and the same is hereby incorporated, and that the corporate limits of said town shall include an area circumscribed by a line commencing at the northwest corner of fractional section five, in township three, north of range 17 west; thence running east one mile; thence south one mile; thence west to Pearl River; thence up said river following its meanderings to the point where the line between township three and four north intersect said river; thence east on said line to the place of beginning; and that A. L. Sumner A. G. Webb and L. L. Lampton, are appointed managers to hold an election by the qualified electors of said town immediately after the approval of this act, on ten days notice thereof, for five selectmen, one mayor and one marshal, who shall hold their office for twelve months, and until their successors shall have been elected and qualified; within ten days after qualifying, the selectmen shall meet and organize, with the mayor presiding, and by electing one of their number secretary, and shall proceed to the discharge of their duties.

Sec. 2. *Be it further enacted*, That the mayor of said town shall have the civil and criminal jurisdiction within the corporate limits of said town belonging by law to a justice of the peace, and shall have original jurisdiction to try and determine all violations of such ordinances and by-laws as shall be passed, ordered or adopted by the board of mayor and selectmen of said town; provided, however, that said mayor shall first enter into bond with two good and sufficient securities in such penalty and with such condition as is required by law of a justice of the peace, which bond shall be approved as are other official bonds.

Sec. 3. *Be it further enacted*, That said mayor and board of selectmen of said corporation may sue and be sued, plead or be impleaded in all actions and suits at law or in equity, and do all acts incidental to bodies corporate of a similar character, under the name and style of the board of mayor and selectmen of the town of Columbia; that they may make all by-laws and ordinances for the government of said corporation not inconsistent with the laws of the State, or of the United States, and shall meet once a month and at such other times as may be necessary at the call of the mayor or any two of the selectmen.

Sec. 4. *Be it further enacted*, That the ordinances passed by said mayor and selectmen shall be printed or written, and posted in three public places of said town for a period of five days before any person shall be tried for a violation thereof; and that the secretary of said board of mayor and selectmen shall cause such ordinances and laws as shall be adopted by said board, within two days after their adoption to be so posted, and enter of record the date of such posting and the number of days the same shall remain posted.

Sec. 5. *Be it further enacted*, That the marshal of said town shall give bond conditioned for the faithful performance of his duties in the penalty of five hundred dollars, payable to the State of Mississippi, with two good and sufficient sureties, to be approved by the said board of mayor and selectmen, and it shall be his duty to obey and enforce all ordinances of said board, and

and of said law of the sheriff, entitled to be provided board.

Sec. 6. *Be it further enacted*, That the mayor shall be by law to just services, but the without compensa.

Sec. 7. *Be it further enacted*, That the corporation shall be for municipal officers, a exempt from working on roads of the town but shall be liable to work on all roads and streets within said corporation.

Sec. 8. *Be it further enacted*, That the board of mayor and selectmen of said town shall have power to pass all ordinances not inconsistent with the laws of the United States, and of this State, which may be necessary or proper to carry into effect the power delegated by this act with power also to prescribe in said ordinances, such fines and forfeitures for the violation thereof as they may deem expedient, not exceeding twenty-five dollars for each offence, and imprisonment in the county jail not exceeding ten days, either or both, and such imprisonment may extend until the fine and costs are paid; and all ordinances to repeal or amend as they see proper.

Sec. 9. *Be it further enacted*, That the board of mayor and selectmen of said town shall have full power by ordinance, to open and establish streets and sidewalks, and to provide for keeping the same in repair, to require all persons in said town by law subject to road duty, to work on the streets and roads within said town for a number of days not exceeding ten in any one year, and to receive and collect if they see proper so to do, compensation for such work on streets and roads at the rate of one dollar per day, which money when collected shall be expended on said roads and streets.